

## SUMMARY and FISCAL NOTE\*

<b>Department:</b>	<b>Contact Person/Phone:</b>	<b>Executive Contact/Phone:</b>
Parks and Recreation	Donald Harris/684-8018	Forrest Longman/684-0331

*\* Note that the Summary and Fiscal Note describes the version of the bill or resolution as introduced; final legislation including amendments may not be fully described.*

### **1. BILL SUMMARY**

**Legislation Title:** AN ORDINANCE relating to the Department of Parks and Recreation; authorizing the Superintendent of Parks and Recreation to acquire, through negotiation or condemnation, land and other necessary property rights commonly known as portions of 12754 and 13002 NE Riviera Place for open space, park, and recreation purposes, and to execute, accept, and record deeds and convenient documents and agreements deemed by the Superintendent to be necessary to this transaction on behalf of the City; placing conveyed real property under the jurisdiction of the Department of Parks and Recreation; and ratifying and confirming certain prior acts.

**Summary and background of the Legislation:** This legislation authorizes the Superintendent of the Department of Parks and Recreation and his designees to acquire the portions of the subject properties that were formerly referred to as the NE 130th Street End for open space, park and recreation purposes and it also authorizes the City Attorney to commence condemnation proceedings in the event the property cannot be purchased by voluntary agreement.

This legislation is required for the City to acquire real property to reopen the NE 130th Street End for public use. Despite 82 years of continuous use as a street-end public access community beach, the adjoining property owners prevailed in a quiet title action which resulted in the two halves of the street end becoming part of the adjoining properties. The City seeks to acquire the property referenced as the NE 130th Street end to restore public access to Lake Washington.

### **2. CAPITAL IMPROVEMENT PROGRAM**

This legislation creates, funds, or amends a CIP Project.

### **3. SUMMARY OF FINANCIAL IMPLICATIONS**

This legislation does not have direct financial implications.

### **4. OTHER IMPLICATIONS**

- a) **Does the legislation have indirect or long-term financial impacts to the City of Seattle that are not reflected in the above?** Funding for this acquisition will come from appropriations in the Cumulative Reserve Fund. Acquiring this parcel will add operational costs to Seattle Parks and Recreation. No additional funding for these operations are needed at this time.

- b) **Is there financial cost or other impacts of not implementing the legislation?** If this property is not acquired, the public will have lost a street-end water beach and water access point it has enjoyed for 82 years. If this legislation is not approved, there are no other methods available to return this property to public use.
- c) **Does this legislation affect any departments besides the originating department?**  
No.
- d) **Is a public hearing required for this legislation?** No.
- e) **Is publication of notice with *The Daily Journal of Commerce* and/or *The Seattle Times* required for this legislation?** Yes, under the procedures prescribed by RCW 8.25.090.
- f) **Does this legislation affect a piece of property?** Yes, map attached to this Summary and Fiscal Note as Attachment A.
- g) **Please describe any perceived implication for the principles of the Race and Social Justice Initiative. Does this legislation impact vulnerable or historically disadvantaged communities?** This legislation authorizes actions to reclaim street-end waterfront access that was previously available to every citizen of Seattle for 82 years prior to the quiet title action brought by the adjoining property owners.
- h) **If this legislation includes a new initiative or a major programmatic expansion: What are the long-term and measurable goals of the program? Please describe how this legislation would help achieve the program's desired goals.** This is not a new initiative or programmatic expansion.
- i) **Other Issues:**

**List attachments/exhibits below:**

Attachment A: NE 130th Street End – Proposed Acquisition